# The Mysore Gazette.

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BANGALORE, THURSDAY, NOVEMBER 17, 1910.


## PART II.

### JUDICIAL DEPARTMENT.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

CIVIL SIDE.

*Rule of Practice No. 147, dated 7th November 1910.*

In supersession of Rule of Practice No. 128, dated 2nd April 1906, and with the previous sanction of Government the forms of the Quartely Statements have been recast so as to correspond more closely with the forms of the Annual Statements. The following is a list of the prescribed Quarterly Statements :—

*Statements.*

I. Original Civil Suits.
II. Miscellaneous Cases.
III. Appeals.
IV. Execution of Decrees.
V. Insolvency Applications.

2. Instructions in regard to the preparation of the above statements are appended :—

*Statement of Original Civil Suits.*

(i) Small cause suits are to be shown separately from regular suits.

(ii) The number of suits pending more than three months but not more than six months should be shown in column 21. The number of suits pending more than six months but not more than one year should be shown in column 22.

(iii) Explanations of delay should be submitted in respect of all suits shown in column 23.

(iv) The duration of suits is to be reckoned from the date of presentation of the plaint unless the plaint is returned for amendment before admission, in which case the duration should be reckoned from the date of admission after amendment.

*Statement of Miscellaneous Cases.*

(i) Explanations of delay should be submitted in respect of all cases pending more than six months.

*Statement of Appeals.*

(i) Regular appeals are to be shown separately from Miscellaneous Appeals.

(ii) Explanations of delay should be submitted in respect of all appeals pending more than six months.

(iii) When an order has been made under Section 566 or Section 568 of the Code of Civil Procedure, the case is to be considered as pending before the Appellate Court and the time occupied in making the return called for or in taking the evidence must be reckoned as time occupied in the appeal.

*Statement of Execution of Decrees.*

(i) Oral applications for execution should be shown in column 3.

(ii) Explanations of delay should be submitted in respect of all applications pending more than one year.

3. The forms of Statements Nos. I to IV as now prescribed are appended to this rule. The form of Statement No. V (Insolvency applications) will be prescribed as soon as the Mysore Insolvency Regulation comes into force.

4. In the forms of Annual Statements the following corrections should be made :—

*Annual Statement No.* 10.

In column 4, for 'appeals summarily rejected' read 'appeals dismissed without notice to respondents.'

In column 17, for 'objections under Section 561, Act X of 1877' read 'memoranda of objections filed.'

*Annual Statement No.* 11.

Columns 9 and 10 should be combined in one column, the sub-headings being deleted and the other colums being renumbered.

In column 16, the words and figures 'Act X of 1877' should be deleted.

V. A. RAJARATNA MUDALIAR,
*Registrar.*

## STATEMENT No. I.

Statement showing the general result of the trial of Original Civil Suits during the quarter of 191 —1 .

| Name of Court | Pending from last quarter | Instituted during quarter | Received by transfer | Re-admitted | Total for disposal | Transferred to other Courts | Disposed of | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | Without trial | | | Without contest | | | | On reference to arbitration | | With contest | |
| | | | | | | | Plaint rejected or returned | Dismissed for default or want of prosecution | Withdrawn with leave | compromised | Decreed on confession | Decreed *ex parte* | Dismissed *ex parte* | In whole or part for plaintiff | For defendant | Judgment for plaintiff in whole or part | Judgment for defendant |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 |
| | | | | | | | | | | | | | | | | | |

Statement No. I—*concld.*

| Total of columns 8 to 18 | Pending at close of quarter | Pending | | | Average duration of suits | | | | Average number of hearings | | | | Remarks |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | Contested (columns 15 to 18) | | Uncontested (columns 8 to 14) | | Contested (columns 15 to 18) | | Uncontested (columns 8 to 14) | | |
| | | More than three months | More than six months | More than one year | Aggregate number of days | Average number of days | Aggregate number of days | Average number of days | Aggregate number of hearings | Average number of hearings | Aggregate number of hearings | Average number of hearings | |
| 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | 32 |
| | | | | | | | | | | | | | |

Note 1.—Small cause suits should be shown separately from regular suits.

Note 2.—The number of suits pending more than three months but not more than six months should be shown in column 21. The number of suits pending more than six months but not more than one year should be shown in column 22.

Note 3.—Explanations of delay in respect of cases pending more than one year should be separately submitted.

## STATEMENT No. II.

Statement showing the general result of the trial of miscellaneous cases during the quarter of 191 —1 .

| Name of Court | Pending from last quarter | Instituted during quarter | Received by transfer | Re-admitted | Total for disposal | Transferred to other Courts | Disposed of | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | Without trial | | | Without contest | | | |
| | | | | | | | Applications rejected or returned | Dismissed for default or want of prosecution | Withdrawn with leave | Compromised | Ordered on confession | Ordered *ex parte* | Dismissed *ex parte* |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 |
| | | | | | | | | | | | | | |

Statement No. II—*concld.*

| Disposed of—*concld.* | | | | Total of columns 8 to 18 | Pending at close of quarter | Pending more than six months | Average duration of cases | | | | Remarks |
|---|---|---|---|---|---|---|---|---|---|---|---|
| On reference to arbitration | | With contest | | | | | Contested (cols. 15 to 18) | | Uncontested (cols. 8 to 14) | | |
| In whole or part for licant | For opposite party | Judgment for applicant in whole or part | Judgment for opposite party | | | | Aggregate number of days | Average number of days | Aggregate number of days | Average number of days | |
| 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 |
| | | | | | | | | | | | |

*Note.*—Explanations of delay in respect of cases pending more than six months should be separately submitted.

## STATEMENT No. III.

Statement showing the business of the Appellate Court during the quarter of 191 —1

| Name of Court | Pending from last quarter | Instituted during quarter | Received by transfer | Readmitted | Total for disposal | Transferred to other Courts | Appeals dismissed without notice to respondent | Dismissed for default or want of prosecution | Heard *ex parte* | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | Confirmed | Modified | Reversed | Remanded |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 |
| | | | | | | | | | | | | |

Statement No. III—*concld.*

| Contested | | | | | | | Average duration of appeals | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| Confirmed | Modified | Reversed | Remanded | Total of columns 8 to 17 | Pending at close of quarter | Pending more than six months | Aggregate number of days | Average number of days | Memoranda of objections filed | Remarks |
| 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 |
| | | | | | | | | | | |

*Note* 1.—Regular appeals should be shown separately from miscellaneous appeals.

*Note* 2.—Explanations of delay in respect of appeals pending more than six months should be separately submitted.

STATEMENT No. IV.

Statement showing the result of applications for the execution of decrees during the quarter of 191 —1

| Name of Court | Pending from last quarter | Filed during quarter | Received by transfer | Re-admitted | Total for disposal | Transferred to other Courts | Decrees wholly satisfied | Decrees partly satisfied | Wholly infructuous | Total | Pending at close of quarter | Pending more than one year | Amount realized |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 |
| | | | | | | | | | | | | | |

Statement No. IV—*concld.*

| Number of applications | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | On which movable property | | On which immovable property | | | On which possession was given | | | | | |
| On which the judgment-debtor was imprisoned | On which the judgment-debtor was arrested but released without imprisonment | Was sold | Was attached but subsequently released | Was sold | Was dealt with under Sections 305, 312 and 336, C. P. C. | Was attached but subsequently released | Of movables | Of immovables | On which specific performance was enforced | On which partition was effected | On which execution was otherwise effected | Remarks |
| 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26. | 27 |
| | | | | | | | | | | | | |

*Note* 1.—Oral applications for execution should be entered in column 3.

*Note* 2.—Explanations of delay in respect of cases pending more than one year should be separately submitted.

## BANGALORE DISTRICT.

*Notice dated* 11—14*th November* 1910.

Whereas one B. Venkatappa, son of Chikka Byanna, residing at Doddamavahalli, Bangalore City, has applied to this Court for return of certain properties produced in this Court in Case No. 500 of 1908-09, Government *vs.* Thimma Mudda as articles Nos. I, I *a* and I *b*, and ordered by the Court to be returned to the complainant Lakshmaiya and whereas the said complainant Lakshmaiya is reported to have since died, it is hereby notified to all that it may concern that the claim advanced by B. Venkatappa will be considered by this Court on the 4th January 1911, any person claiming the said properties as the nearest heir of Lakshmaiya, is hereby required to appear before the Court on or before the said date and establish his superior claims, if any, to the return to him of the properties in question.

G. ARAVAMUDA IYENGAR,
*City Magistrate.*

## TUMKUR DISTRICT.

*Notice dated* 12*th November* 1910.

The following amounts due to the respective individuals noted against each, remain undisbursed in the office of the Superintendent of Police, Tumkur District. If they or their claimants fail to appear and receive payment of the same within three months from this date, the amounts will be credited to Government:—

| | Rs. | a. | p. |
|---|---|---|---|
| (1) Bala Singh, late Jamadar, travelling allowance for August 1908 ... | 15 | 10 | 11 |
| (2) Abdul Karim, Police Constable No. 546, travelling allowance for February 1909 ... ... ... ... ... | 2 | 4 | 0 |
| (3) H. Krishnappa, Police Constable No. 475, pay for November 1909 and house rent, etc. ... ... ... ... ... | 8 | 14 | 0 |
| (4) Do travelling allowance due to him ... | 4 | 4 | 6 |
| (5) Ramanujachari, Police Constable No. 264, pay, etc., due to him ... | 8 | 14 | 0 |
| Total ... | 39 | 15 | 5 |

S. NARAYAN RAO,
*Superintendent of Police.*